

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

05 NOV 23 PM 3:33

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

ELLIPSIS, INC.,

Plaintiff,

v.

No. 03-2939-B/V

THE COLOR WORKS, INC.,

Defendant.

THE COLOR WORKS, INC.,

Third-Party Plaintiff,

v.

MARY ELIZABETH WADE, a/k/a
Elizabeth Wade, Individually,

Third-Party Defendant.

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 11-23-05

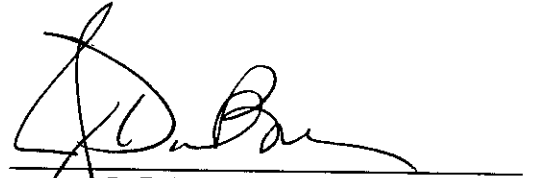
ORDER OF REFERENCE

Before the court is Defendant The Color Works, Inc.'s Motion to Exclude the Purported Expert Testimony of Emmons Patzer and Alexander Ivey filed on October 28, 2005.

This matter is hereby referred to the United States Magistrate Judge for determination and/or a report and recommendation. Any objections to the magistrate judge's order and/or report and recommendation shall be made within ten (10) days after service of the order/report, setting forth particularly those portions of the order/report objected to and the reasons for the objections. Failure to timely assign as error a defect in the magistrate judge's order/report will constitute a waiver of that objection. See Rule 72(a), Federal Rules of Civil Procedure.

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IT IS SO ORDERED this 23rd day of November, 2005.



J. DANIEL BREEN
UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 211 in case 2:03-CV-02939 was distributed by fax, mail, or direct printing on November 23, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT